

**IN THE UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT**

<b>MANOR AT ST. LUKE VILLAGE FACILITY</b>	)	
<b>OPERATIONS, LLC d/b/a THE MANOR AT ST.</b>	)	
<b>LUKE VILLAGE, AND THE PAVILION AT ST. LUKE</b>	)	
<b>VILLAGE FACILITY OPERATIONS, LLC d/b/a THE</b>	)	
<b>PAVILIONAT AT ST. LUKE VILLAGE,</b>	)	<b>Case No. 15-3636</b>
	)	<b>15-4044</b>
<b>Petitioner/Cross-Respondent</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>NATIONAL LABOR RELATIONS BOARD,</b>	)	<b>Board Case No.</b>
	)	<b>04-CA-114317</b>
<b>Respondent/Cross-Petitioner</b>	)	
	)	
<b>and</b>	)	
	)	
<b>AMERICAN FEDERATION OF STATE COUNTY</b>	)	
<b>AND MUNICIPAL EMPLOYEES, DISTRICT</b>	)	
<b>COUNCIL 87</b>	)	
	)	
<b>Intervenor</b>	)	

**STATUS REPORT OF AMERICAN FEDERATION OF STATE, COUNTY  
AND MUNICIPAL EMPLOYEES, DISTRICT COUNCIL 87**

To the Honorable Judges of the  
United States Court of Appeals for the Third Circuit:

The American Federation of State, County and Municipal Employees, District Council 87 ("AFSCME"), by its undersigned counsel, provides this status report pursuant to the Court's February 2, 2016 order ("Order"). In that Order, the Court granted the Board's unopposed motion to hold this case in abeyance, pending the Petitioner's voluntary compliance with the Board Order under review here. See 362 NLRB No. 150, 2015 WL 4512357 (2015). The Court, however, required the parties to file status reports addressing the status of compliance on April 4, 2016, and every sixty (60) days thereafter, until the compliance process is complete.

AFSCME hereby informs the Court that the Petitioner/Cross-Respondent has posted a remedial notice at its facility as required under the Order. 362 NLRB No. 150, 2015 WL 4512357, at \*4. However, AFSCME is unaware whether that notice was posted for the necessary sixty (60) days. Furthermore, Petitioner/Cross Respondent has scheduled a date for negotiations to begin with AFSCME. The date was originally set for April 1, 2016, but it was subsequently rescheduled for April 12, 2016. At this time, there have been no negotiations between AFSCME and Petitioner/Cross Respondent.

Respectfully submitted,

s/ John R. Bielski  
JOHN R. BIELSKI, ESQUIRE  
WILLIG, WILLIAMS & DAVIDSON  
1845 Walnut Street, 24<sup>th</sup> Floor  
Philadelphia, PA 19103  
T: (215) 656-3652  
F: (215) 561-5135  
Email: [jbielski@wwdlaw.com](mailto:jbielski@wwdlaw.com)

Counsel for AFSCME District Council 87

Dated: April 4, 2016.

**PROOF OF SERVICE**

I, John R. Bielski, do hereby certify that on April 4, 2016, an electronic copy of the Status Report of American Federation of State, County and Municipal Employees, District Council 87 was filed with the Court via the ECF system. I also certify that a copy of the foregoing counsel was served via U.S. Mail, postage prepaid:

Jedd Mendelson, Esquire  
Littler Mendelson, P.C.  
1085 Raymond Blvd.  
One Newark Ctr., 8<sup>th</sup> Floor  
Newark, NJ 070102

Counsel for Appellant

Linda Dreeben, Esquire  
Deputy Associate General Counsel  
National Labor Relations Board  
1015 Half Street, SE  
Washington, DC 20570

Counsel for the NLRB

s/ John R. Bielski  
JOHN R. BIELSKI, ESQUIRE  
WILLIG, WILLIAMS & DAVIDSON  
1845 Walnut Street, 24<sup>th</sup> Floor  
Philadelphia, PA 19103  
T: (215) 656-3652  
F: (215) 561-5135  
Email: [jbielski@wwdlaw.com](mailto:jbielski@wwdlaw.com)

Counsel for AFSCME District Council 87

Dated: April 4, 2016